IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE K.PADMANABHAN NAIR

THURSDAY, THE 30TH NOVEMBER 2006 / 9TH AGRAHAYANA 1928

WP(Crl.).No. 266 of 2006(S)

PETITIONERS:
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1. SMT.K.NARAYANI,
   W/O.LATE KRISHNAN, AGED 76 YEARS,
   THARAKKALAM HOUSE, CHITTOOR (P.O.),
   PALAKKAD DISTRICT.

2. SHRI K.K.SIVADASAN,
   S/O.LATE: KRISHNAN, AGED 48 YEARS,
   THARKKALAM HOUSE, CHITTOOR (P.O.),
   PALAKKAD DISTRICT.

BY ADV. SRI.C.K.ABDUL RAHIM

RESPONDENTS:
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1. MRS.CHANDRALEKHA K.A.,
   W/O.K.K.RADHAKRISHNAN, T.C.5/635,
   NEAR ENGINEERING COLLEGE, PERINGAVU,
   THRISSUR- 680018.

2. MISS: PREMLA R.KRIHNAN,
   D/O.K.K.RADHAKRISHNAN, T.C.5/635,
   NEAR ENGINEERING COLLEGE, PERINGAVU,
   THRISSUR-680018.

3. MISS: SREETHA R.KRISHNAN,
   D/O.K.K.RADHAKRISHNAN, T.C.5/635,
   NEAR ENGINEERING COLLEGE, PERINGAVU, THRISSUR-
   680018.

4. SHRI K.K.RADHAKRISHNAN,
   S/O.LATE KRISHNAN, AGED 57 YEARS,
   T.C.5/635, NEAR ENGINEERING COLLEGE,
   PERINGAVU, THRISSUR- 680018.

5. THE SUB INSPECTOR OF POLICE,
   VIYYOOR POLICE STATION,
   THRISSUR.

R5 BY ADDL.DGP SHRI V.K.MOHANAN

THIS WRIT PETITION (CRIMINAL) HAVING COME UP FOR ADMISSION ON 30/11/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.B.KOSHY & K. PADMANABHAN NAIR ,JJ

W.P.(Crl).NO.266 of 2006 S

Dated, this the 30th day of November, 2006

JUDGMENT

Koshy, J.

The contention of the petitioners is that son of the first petitioner is kept under illegal custody by his wife and children. Considering the allegations we have directed the learned Public Prosecutor to make discreet enquiries. It is stated that they made discreet enquiries through police and the alleged detenu himself stated that he is not in illegal custody and his wife and two daughters spent more than Rs.75,000/- for his treatment as he is ailing. In these circumstances, we see no ground to admit this Habeas Corpus Writ Petition. However, petitioners seek permission to visit the alleged detenu once in a month. Petitioners' visit for half an hour once in a month shall not be denied.

Writ Petition is dismissed.

J.B.KOSHY
JUDGE

K. PADMANABHAN NAIR
JUDGE

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